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9
10 **UNITED STATES DISTRICT COURT**

11
12 **DISTRICT OF NEVADA**

13
14 **NEWMONT USA LIMITED**, a Delaware
15 Corporation,

16 Case No. 3:18-cv-00575-HDM-WGC

17 Plaintiff,

18 vs.

19 **IMATECH SYSTEMS CYPRUS PTY LTD**
20 **dba ARMORPIPE™ TECHNOLOGIES**, a
21 foreign Corporation; **INTERNATIONAL**
22 **MATERIALS & TECHNOLOGY PTY**
23 **LIMITED** **dba IMATECH**, a foreign
24 Corporation; and **DOES 1 to 10**, inclusive,

25
26 **ORDER GRANTING STIPULATION**
FOR EXTENSION OF TIME TO FILE
OPPOSITION TO MOTION TO DISMISS

27
28 **(First Request)**

29 Defendants.

30
31 COME NOW, Plaintiff Newmont USA Limited, a Delaware Corporation (“Newmont”),
32 and Defendant International Materials & Technology PTY Limit dba Imatech, by and through
33 their undersigned counsel, and hereby stipulate to an extension of time wherein Plaintiff may file
34 an Opposition to Defendant’s Motion to Dismiss [ECF 13] up to and including Wednesday, June
35 19, 2019.

36 Plaintiff states that in March of this year, Barrick Gold Corporation (“Barrick”) and
37 Newmont made the decision to combine their Nevada gold mining properties into a single new
38 joint venture, with operational responsibility to be transferred to Barrick. Plaintiff also states the
39 logistics of formalizing this joint venture will claim substantially all of Newmont’s management

1 personnel resources, likely until sometime in late May, substantially limiting Newmont's ability
2 to gather the facts necessary to refute this motion. Plaintiff further states, as this Court is aware,
3 in responding to a motion to dismiss for lack of personal jurisdiction, it is Newmont's burden to
4 show that jurisdiction is proper.

5 Newmont has thus requested and Defendant has consented to a two-month extension for
6 Newmont to oppose the motion. The extension of time request is made by Plaintiff in good faith
7 and not for purposes of unfair/undue delay.

8 RESPECTFULLY SUBMITTED this 18th day of April, 2019.

9 McDONALD CARANO LLP

SANTORO WHITMIRE

11 /s/ Matthew Addison

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15 Materials & Technology PTY Limited dba
16 Imatech

17 IT IS SO ORDERED.

18 

19 UNITED STATES DISTRICT JUDGE

20 DATED: April 18, 2019